

1 MARK E. VOVOS, #4474
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Attorney for Charles Harrison Barbee

5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,)
8) NO. 2:96-CR-00258-WFN-1
Plaintiff,)
9 vs.) COUNSEL'S COMMUNICATION
10 CHARLES HARRISON BARBEE,) TO THE PROBATION OFFICE
11) RE: OBJECTIONS PURSUANT TO
Defendant.) THE COURT'S ORDER
12) [ECF #403]

13 The Defendant, Charles Harrison Barbee, by and through his attorney,
14 Mark E. Vovos, states as follows: I have reviewed the Appellate Ruling in this
15 case and the most recent draft of the PSR. I find the sentencing guidelines
16 calculation to be accurate and complete. I find nothing in the draft PSR that rises to
17 the level of objection, except that in "Part E, Factors That May Warrant Departure"
18 (USSG 5H1.1), counsel believes age should be listed. Counsel realizes that
19 statutorily, the Court must impose a 30-year sentence on Count 5 (consecutive to
20 all other Counts) and now five years on Count 9 (consecutive to all other Counts),
21 in addition to a guideline sentence for all remaining Counts with the range of 97 to
22 121 months as counsel understands.
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COUNSEL'S COMMUNICATION TO THE
PROBATION OFFICE RE: OBJECTIONS PURSUANT
TO THE COURT'S ORDER [ECF NO. 403] - 1

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1 Counsel respectfully will raise other issues in a Motion for Compassionate
2 Release as a separate matter.

3 RESPECTFULLY SUBMITTED this 24th day of October, 2022.
4

5 *s/ Mark E. Vovos, #4474*

6 Attorney for Charles Harrison Barbee

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CERTIFICATE OF SERVICE

I hereby certify that on October 24, 2022, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF System which will send notification of such filing to Joseph Harrington, Assistant United States Attorney.

s/ Mark E. Vovos, #4474

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